



Practitioner's Docket No. 1062/D41

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David E. Altobelli, Larry B. Gray and Derek G. Kane

Application No.: 10/675,278

Group No.: 2877

Filed: 09/30/2003

Examiner: Punnoose, Roy M.

For: Detection System and Method for Aerosol Delivery

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is a response for this application.

STATUS

2. Applicant is other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Signature

Date: June 29, 2006

Samuel J. Petuchowski

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	45	— 45	= 0	x \$ 50.00	= \$ 0.00		
INDEP.	8	— 8	= 0	x \$ 200.00	= \$ 0.00		
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$ 0.00		
				TOTAL ADDIT. FEE	\$ 0.00		


No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-4972.

If an additional fee for claims is required, charge Account No. 19-4972.

Date: June 29, 2006


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01062/00D41 514504.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Altobelli	Att'y Docket:	1062/D41
Serial No:	10/675,278	Conf. No.	5463
Date Filed:	September 30, 2003	Art Unit:	2877
Customer No.:	02101	Examiner:	Punnoose, Roy, M.
Invention:	Detection System and Method for Aerosol Delivery		

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Box Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 29, 2006.


Samuel J. Zefuchowski

Mail Box Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO THE OFFICE ACTION OF APRIL 05, 2006

Dear Sir:

In response to the Office Action dated April 05, 2006, Applicants submit the following amendments.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.